

printed on a ballot as aforesaid with the name of the district which said candidate desires to represent appearing opposite his name, and the candidate so filing to represent the representative districts shall be voted upon at large by the qualified voters of Wake County in said primary election. In order for any candidate or candidates to represent any district or districts the said candidate or candidates shall receive a majority of the votes cast, which said majority shall be determined by the provisions of G.S. 163-111 (1971 Cumulative Supplement to Volume 3D, as amended). In the event no candidate or candidates shall receive a majority of the votes cast as determined according to the above cited provision of the General Statute, then any such candidate or candidates to represent the said districts may call for a second election according to the primary procedure as set forth in G.S. 163-111(c) (1971 Cumulative Supplement to Volume 3D, as amended). There shall be no third election, and in the event there is a second election the candidate to represent the districts or the candidates, as the case may be, receiving the highest number of votes shall be declared by the Board of Elections to be elected as a member or members of the Board of Education of Wake County. The members of the Wake County Board of Education so elected shall qualify by taking the oath of office on or before the first Monday of December in the year in which they are elected. A failure to qualify within that time shall constitute a vacancy. Those persons elected or appointed to fill a vacancy must qualify within thirty days after their appointment or election, and a failure to qualify within that time shall constitute a vacancy.

Sec. 4.1. Any qualified voter of Wake County whether or not in the Armed Forces of the United States, may vote by absentee ballot for members of the Wake County Board of Education in the manner now prescribed or may be hereafter prescribed for Primary Elections in the State of North Carolina.

Sec. 5. All persons elected to the Wake County Board of Education as herein provided shall take office on or before the first Monday in December in the year of their election and serve for a term of four years each, except for the first two-year terms provided in Section 3 of this act, and until their successors are elected and qualified; thereafter candidates elected to the said Board of Education in accordance with the provisions of this act shall likewise take office on or before the first Monday of December of the year of election and shall hold office for terms of four years.

Sec. 6. Any vacancy occurring on the Wake County Board of Education by death, resignation, or otherwise, shall be filled as is now provided by State law for filling vacancies on county boards of education, but such person appointed to fill the vacancy shall be a bona fide resident of the same district as the person whose death, resignation or removal created the vacancy on the Board. If a person who has been elected from any district dies or removes himself, or for any other reason cannot qualify for said office then and in that event it shall constitute a vacancy on said Board and shall be filled as above provided. If there is no candidate from any district, this shall constitute a vacancy which shall be filled as hereinabove provided.

Sec. 7. All laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 8. This act shall be effective upon its ratification.

In the General Assembly read three times and ratified, this the 7th day of May, 1973.